App F IX 4

Previous References (1945-46 ml)

File No. 76-45
Serial Nos 1-2

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 1 to 2

Part B for May 46

SUBJECT

Enhanced rate in respect of III rd Class Passage of Takalpur

K 13438-a dt 30.5-46

The Ch Engr for
R & B
Comptroller &
P.W.D.
& C Hassan
Sd

Sanction the recommendation of the Ch Engr for Roads & Bldgs

Sd —

By

From the D.P.H.

No. C 150-51/42 dt. 9-12-42

Requests views on the acceptance of tender at 30% higher than the sanctioned rates for III stage damage and at Sahiliyam

1) A draft letter is put up calling for a copy of letter no. dt. 13-1-44 referred to in the letter, as the collection leading to this is not readily traceable

May 9/12 2) 1) Some notice
2) Time to reply

To,

The D.P.H.

L. 63-6-6 dt. 4-12-42 calls for a copy of the

go

From the D.P.H.

No. C 150-58/42 dt. 10-1-43 sends a copy of the previous go

+ flg A

3) In go dt. 13-1-44 sanction was accorded to the acceptance of tender of one Mr. Shamboolingam

4005 ∫ 45-99, Saklespur drainage — excess rates

Continuation Sheet | File No / Current No | of | Page

at 20% higher than the previously accepted rates, resulting in an excess of Rs 1,296/- over the original estimate for Rs 6,750/-

4) Now, the contractor is said to have applied for the grant of rates at 30% higher than the accepted rates as against 20% previously sanctioned. My inward no. 7B 729 dt 11/1 and an estimate for Rs 729/- for irrigation may be called for in the matter.

5) The opinion of the Chief Engineer for irrigation may be called for in the matter.

In the E.E. Inward and Enclosures No 159 dt 12-1-45 submitted to the Chief Engineer for irrigation for favour of remarks

B.O

No. 1281/S (Title) dt 15-1-45 for amendments

Superintending Engineer, Coimbatore Circle, Coimbatore 11/1/45

CHIEF ENGINEER FOR IRRIGATION, MADRAS. No 2654/9 Date 13/1/45

7) Returned with Compts

May be accepted as the Contractor will not ask for any more rates

V Narasimha
CE I
13/1/45

13/1/45

8) Draft for the
15/1/45

9) By the acceptance of tender

at 30% higher than the acceptance rates, a further extra sum of Rs 729/- is involved, of which etc, half of which viz Rs 365/ has to be met by the govt

10) In view of this, a draft govt reply has already been proposed for the acceptance of tender at 30% higher than the estimate and a grant of Rs 365/- towards half the excess ent--

11) subject with reference to the asst Secy's order at para 8 supra

12) The opinion of the Dir of Public Health which is supported by the Chief Engineer for ~~Thathaiyar~~ Repairs may be approved

13) Draft for acceptance putting for approval

Law Secy Ker 18/1/45.

14) 25% increase may be allowed

Ans 19-1-45

19/1/45

15) A letter from the D P H has since been received

WD 0726—GPB—2,000—1,9 44

re Saklespur Drainage 4599 4809 / 1497/2

Continuation Sheet File No / Current No of Page

Letter No C 150-63 d 22-1-45 from The D P H reporting that the Saklespur M C are not agreeable to meet the extra cost involved in this respect.

(6) A draft letter is put up calling for further information from the D P H. Ref para supra

ma 23/1

17) Issue at once 23/1/45

To,

The D P H

L 7334 d 23-1-45

calls for certain information | Ins A ma 29/1

Apt remit? A 12/8/?

Letter No C150-81/42 d 27-8-45 from The D P H in the matter

18) states that the entire file has been sent to the C E for R & B

Submitted with a dft letter to the C E ~~for~~ calling for the particulars required

ma 15/10

Draft ~~revision~~ is put up ?

19) Issue 6/11/45

?/12/8 Issue A 13/8/?

L 3609 d 10-11-45

TYPING SECT ... GEN. & REV SECTY

Sent ? ma 19/11

4766

General and Revenue Secretariat | File No | of 194 | [App F III–2

Serial No

1) Petition dated 19.11.1945 addressed to the Minister for Education and Public Health by Mr KG Shambhulingappa, Contractor for the III Stage drainage works in Saklespur Town

2) Letter No 8189 dated 30.3.46 from the Chief Engineer for Roads & Bdgs on the Subject

9270/17/4

20) It is reported by the Chief Engineer that the extra cost that would become payable if 25% increase over the tender rates proposed to be given is approved, is Rs 1,156/- This extra amount has to be shared by Govt and the Saklespur Municipality The Chief Engineer reports that the Revenue Secretary has been addressed to Communicate Sanction to the payment of 25% extra for the work done by the petitioner, to settle this claim This may perhaps be referred to the L S & Branch for further action

9/4/46 9/4/46

21) Rev. Secy) Secy) Extr of Govt order 11/4/46

22) WLC- Kul 12/4/46

23) There is a file in this matter Pl put it up

Mr Meeran

Draft 17/4/46

17/4/46

NOTE—Contn Sheet

Memo No. 8190 dt 30/3/46 from the C.E for Rds

-Govt file please

21/4

Serial No

24) Mrs relates to the execution of the III - Stage drainage scheme in this Sakleshpur Taluk.

25) In the month of Dec 44 same time was sought for for the acceptance of the tenders of over the Shanubhogs at 30% higher than the same time rates for the above works

26) In this office letter dt 23/1/45 - still from same time was called for as to whether the said contractors is agreeable to execute the work at 25% higher than the same time rates

27) It is seen from the letter now received from the C E (R & B) that the contractors has accepted to settle the accounts of the work so far done at 25% higher than the accepted rates, as opined from this office. Hence E. requests that the balance of the III stage work is included in the IV stage and he requests same time for the completion to settle the accounts at 25% higher than the accepted rates for the work already done

28/ The extra cost involved is reported to be Rs 1,156/- and this excess cost is proposed to be met by the Govt & the local bodies in equal proportions

29/ The extra demand made by the contractor in his petition of 19-11-45 namely claiming for the loss sustained by him in this connection, the Chief Engineer reports, does not arise at all, inview of the terms previously accepted by the contractor

+ P para 3(A) of the Chief Engineer's letter also

30/ In this connection, it is submitted that the Taluk Board has already expressed their inability to meet the excess cost involved the financial position of this body for the year 1945-46 is very satisfactory — Vide figures in the margin There is a closing balance of Rs 14,917

Receipts — Rs 41,165
Exp — 26,248
C B 14,917

31/ In the above circumstances, it may be ordered to the Engineer at 25% higher than the accepted rates for the work so far done to the contractor

7010/4189/L

7010 Satellesfun Drainage III Stage

b) The extra cost involved viz Rs 1.15 may be met by the govt & the local bd in equal proportions

C
FISCAL SECTION
APR 24 1946
No. 6673

c) The bd share of the cost may be adjusted to be met out of the closing balance of the bd, the govt share viz Rs 578/- being met out of the T & C grant for the year 1945-46

950C 3/11/4

32) Points at para 31 supra are submitted for orders

Hon 23/4 The points at para 31 (a), (b) supra are suggested approved

Revised

May be offered in the circumstances stated

Minister for Agr) Dow 24/4/46

Dow 30/4

Dow 3/5

DP for HE

AS

Satisfactory drainage

A draft go is further

Mac 14/5/46

J.S.M. 14/5/46

TYPING SECTION
15 MAY 1946
GEN & REV SECTT

TO

The Chief Engineer for Rlys.

The Comptroller

The D.C. Hassan

L 13438 - 40 of 30/5/46

D.W.A. 18/7

Same actions this file pursued

4006/L

WD 05967—GPB—50 000—9 3 42—

194

From The Director of Public Health in Mysore, Bangalore

To The Secretary to Government Law Department, Bangalore

Dated 8th December 1944

Despatched

Received

General No C 150-51/42-43
No BCH

Enclosure No Two

Sir,

Re Enhanced rates in respect of third stage drainage of Saklespur

Adverting to Government Order No.L.6990-2/M1.77-43-13 dated 13th January 1944 sanctioning the acceptance of the tender of Mr. K.G. Shambulingappa of Saklespur at 20% higher than the previously accepted rates, resulting in an excess of Rs.1,296, the same being met equally by Government and the Saklespur Municipal Council, I have the honour to state that the Sanitary Engineer reports in his letter No 504 dated 10th November 1944 (vide copy of the letter with copy of the enclosure enclosed) that the Contractor has applied for enhancement of rates by 30% over and above the accepted tender rates on account of the rise in the cost of labour and materials Taking into account the data worked out by the Assistant Engineer No 3 Sanitary Sub Division, Hassan the Sanitary Engineer recommends an allround increase of 30% over the estimated rates both for the work already done and the work yet to be done. He reports that work to the extent of Rs 5,500 was done by June 1944 and that the balance work yet remains to be done The enhancement will involve an additional expenditure of Rs 729/- and this will have to be met equally both by the Government and the Saklespur Municipality.

The Deputy Commissioner, Hassan is also addressed this day in the matter to obtain and communicate the view of the Municipal Council in regard to meeting their share of extra cost.

I request you to be so good as to obtain and convey sanction of Government to the enhancement of the tendered rates for the work to 30% over the estimate.

I have the honour to be,
sir,
Your most obedient servant,

Director of Public Health.

BSN.

Copy of the letter No 504 dated 10-11-1944 from the Sanitary Engineer, Bangalore

Re Enhanced rates in respect of third stage drainage of Saklespur

have the honour to state that towards third stage drainage work at Saklespur an estimate of Rs 6,750/- was sanctioned in your No C 150-2 dated 10-8-1942 Tenders for this work were called for Mr K G Sambulingappa was fixed up as his tender was 4% less than the estimated rates This was reported to you in this office No 1117 dated 13-2-1943 Since cement was not then available, the work could not be taken up . The contract was cancelled under orders of Government, vide letter No L 9600/M1.88-42-4 dated 24-3-1943 of the Secretary to Government, Law Department, communicated with your No C 150-10 dated 26/27-3-1943 Subsequently, cement situation eased itself and fresh tenders were called for The work was entrusted to the same contractor at 20% higher than his previously accepted rate, which was 4% less than the estimate rate - This was approved by Government in their Order No L 6990-2/M1 77-43-13 dated 13-1-1944 Cement was issued in December 1943 and the work commenced in January 1944.. Works to the extent of Rs 5,500/- were done by June 1944, and these were paid for at his accepted tender rates Balance of work still remaining to be done aggregate Rs 1,000/- The work is temporarily stopped pending settlement of his claim for further enhancement of rates

The contractor Mr K G.Sambulingappa in his letter dated 3-5-1944 has applied for enhancement of rates by 30% over and above the accepted tender rates, the reasons being that the cost of labour went up threefold and fourfold due to international situation and labour was difficult of being secured, even though labourers were paid very heavily, and that the cost of cement and other materials h also risen abnormally high In these circumstances, he prayed th he may be paid 30% increase over his tender rates which, it is s is being allowed in P W D even in respect of tendered works. o in the alternative, to pay rates based on actual data The As Engineer, No 3 Sany Subdivision, Hassan reports that the rate labour and materials in this locality have gone very high due

international situation, and he recommends that a 30% increase over the sanctioned estimated rates or 14% in excess of his accepted tender rates may be paid The data worked out by the Assistant Engineer, herewith enclosed, shows that the rates for the drain which is the main item of the estimate works up to nearly 45% more than the estimate rates. Since the contractor could not anticipate this unprecedented rise in the cost of labour and materials, and since the actual data itself based on the local rates work up to roughly 45% on the main item ofthe estimate, viz , the construction of drains, I recommend that for works already done and to be done a round increase of 30% over the estimate rates may be paid on all items of work

Anotner request of the contractor is that the old slabs that were being sold to him ~~at~~ as recovered at 0-2-3 per sft with the tender percentage increase thereon, while on this account he has quoted a rate of 0-2-0 per sft This has not been made explicit in any of his tenders as his tender has been a certain percentage on the estimate rates The estimate rate for this item being 0-2-3 per sft , no reduction on this score is called for -

As regards his contention that this being an item of recovery from him, it need not be subject to the percentage increase, it is to be stated that the same increase in rates for the departmental slabs should be paid by the Contractor, and due recoveries at 0-2-3 plus 30% will be made in his bills The sanction of the higher rates recommended would approximately involve an additional expenditure of Rs 729/- as noted below, which will have to be borne equally by Government and the Municipality Early orders of Government may kindly be obtained for payment of enhanced rates for the reasons detailed above, and also orders regarding the apportionment of cost involved therein.

Amount of estimate		s.6,750
30% increase		2,025
	Total	8,775
Excess already approved (Rs 6,750 plus 1,296/-), as per G O No 6990-2 Ml 77-43-13 dated 13-1-1944		Rs.8,046
	Balance Excess Rs	729

"Copy"

Director of Public Health

Bureau of Sanitary Engineering, No 3 Sanitary Sub division, Hassan

Data Sheet showing cost per foot run of sylk pattern drain constructed in Saklespur Town during 1943-44

Sl No	Section of drain	Earth work excavation and forming upto 3" depth at 0-8-0 per c ydi		Surki concrete (1 2) with B S Jelly at 0-9-7 per c ft		Cement concrete with B S jelly 3/8" to ½" (1 2 4) proportion at 1-0-0 per c ft		Providing and fixing 3" to 4" thick new B S slabs including dressing at 0-9-7 per s ft		Cement plastering 1 3 proportion ½" thick at 9-9-7 per sqr		Total cost as per running foot of S P drains
		Quantity	Cost	Qnty	Cost	Qnty	Cost	Qnty	Cost	Qnty	Cost	
1	Sylk Pattern Drain	0 064	0-0-6	0.35	0-3-4	0.29	0-4-8	1 5	0-14-4	0 014	0-2-2	Rs 1-9-0

The original sanctioned estimate rate per running foot of 3" sylk pattern drain is Rs 1-1-3

The rate as calculated above per --do-- --do- comes to 1-9-0

The rates exceeds the original sanctioned estimate rate by 45%

Sanctioned rate	1-1-3
+ 16%	0-2-9
	1-4-0
Data Rate	1-9-0
Average	1-6-6

or 30% excess over 1-1-3 (Estimated rate)

"Copy"

Director of Public Health

The D P H L 6366
-828/W/Ller

Sir,

I am directed to request you to arrange to send a copy of GO No 2 6990 - 2/Pol 77-43 & 13 & 13 - 1 - 44 Sanctioning the acceptance of tender of M/s K-G Shamshuddinjaffar for the construction of drains in Sakleshpur Town

Vide your letter No C 150-5/Gen of 8-12-44

[illegible]

THE DIRECTOR OF PUBLIC HEALTH

IN MYSORE,

BANGALORE

4599/L

C 150 - 58/42-43

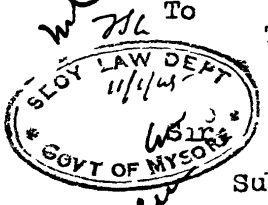
Encl one

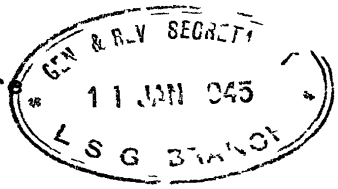
9th January 1945

To

To

The Secretary to Government,
Law Department, Bangalore





Sub Saklespur Drainage III Stage, Enhancement of the tendered rates to 30% over the estimate

---

With reference to your letter No L 6366/M1 dated 28th December 1944 requesting for a copy of G O No L 6990-2/M1 77-43-13 dated 13th January 1944, sanctioning the acceptance of the tender of Mr K G Shamulingappa for the construction of drains in Saklespur Town I have the honour to enclose herewith a copy of the same for information

I have the honour to be,
sir,
Your most obedient servant,

BSN

Director of Public Health

THE DIRECTOR OF PUBLIC HEALTH

IN MYSORE

BANGALORE

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read -

Letter No C 150-17/42 dated 1st December 1943 from the Director of Public Health in Mysore requesting, in the circumstances stated, sanction to the acceptance of the tender of one Mr K G Shambulingappa of Saklespur at 20% higher than the previously accepted rates, resulting in an excess of Rs 1,296/- over the original estimate of Rs 6,750/- for the execution of the III stage of the drainage scheme in Saklespur Town, the extra cost involved being met by the Government and the local municipal council in equal proportions

Order No L 6990-2/M1 77-43-13

Dated, Bangalore, the 13th January 1944

The proposal of the Director of Public Health is sanctioned with the observation that the Sanitary Engineer should not have accepted the tender in anticipation of sanction The Government share of the extra cost amounting to Rs 648/- will be met out of the Town Improvement grants for the year 1943-44 The Director of Public Health is requested to see that the work is taken up and finished early

Sd/-G Ramachandra Rao
for Secretary to Government,
Law Department

"Copy"

Director of Public Health

THE DIRECTOR OF PUBLIC HEALTH, 4809
IN MYSORE
& BANGALORE

C 150-63
Encl one

18th January 1945
22

To
The Secretary to Government,
Law Department,
BANGALORE

Sir,

Re Enhanced rates in respect of third stage drainage work of Saklespur Town

In continuation of this office letter No C 150-51 dated 9-12-1944 on the above subject, I have the honour to enclose herewith a copy of letter No C 33/43-44 dated 6-1-1945 of the President, Municipal Council, Saklespur sending a copy of the resolution of the Municipal Council passed at their meeting held on 31-12-1944 resolving that the Council is not prepared to give extra for the work already done A copy of the extract of the Council Proceedings in the matter is also enclosed for the information of Government

I have the honour to be,
Sir,
Your most obedient servant,

Director of Public Health

BSR

Copy of letter No C 33/43-44 from Mr N Lakshman Rau, B Sc ,B L , President, Town Municipal Council, Saklspur dated 6th January 1945 addressed to the Director of Public Health in Mysore, Bangalore

---

Re III stage drainage of Saklaspur Town

- - - - -

With reference to your letter No C 150-53/42-43 dated 9-12-44, intimating that Mr K G Shambulingappa contractor for the III stage drainage of this town has applied for enhancement of rates by 30% over and above the accepted tender rates etc , I have the the honour to state that the Council have resolved at their meeting held on 31-12-44 that it is not prepared to give any extra for the work already done A copy of the resolution of the council is herein enclosed for favour of kind perusal

- - - - -

Proceedings of the municipal council monthly general meeting held on 31-12-44 at 4 P M at the Saklaspur Municipal Office

---

Members present -12 Absent -8 Vacant -1 Total -21

S NO	Subject -	Resolution -
1	XX	XX
33	Letter No C 150-53/42-43 dated 9-12-44 from the Director of Public Health, Bangalore, stating that the contractor for the III drainage has asked for 30% extra and requesting to furnish opinion of the council for the payment of half the extra excess cost	The council is not prepared to give extra for the work already done
	XX	XX

Sd/- N Lakshman Rau
President

"Extract"

Sd/- x x x x x x
President,
Town Municipal Council,
Saklaspur

3 J/2

for Director of Public Health

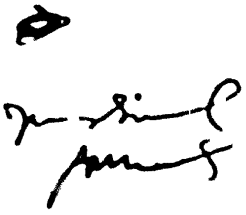
Dear Sir,

L 7f 336
& 23.1.65

With reference to the correspondence
ending with your letter no L150-63
& 22-1-45 re enhanced rates
in respect of the Sadlesfun drainage
work, I am directed to request
you to intimate immediately
if the contractor is prepared
to accept 25% higher than
the accepted rates for the
work so far done in this respect
If so, the extra cost ~~I have~~ ~~had~~
that would be involved thereby

P.T.O

In my Kind of the Internal



—T.,

the D ? H (by name)

THE DIRECTOR OF PUBLIC HEALTH IN MYSORE
BANGALORE
25th August 1945

C150-87/42-43

To

The Addtl. Secretary to Government,
[illegible]

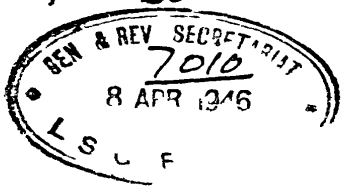
Re Subsequent drainage

With reference to our letter No. 1020 dated 14th August 1945 on the above subject, I have the honour to state that the whole file of the subject alone and the other Railroad files are transferred to the Chief Engineer (Roads) for Sullurpet with this office letter No. C 37-43/41-42 dated 19-4-43 for disposal

I have the honour to be,
Sir,
Your most obedient Servant,
for Director of Public Health

8189/2

Office of the Chief Engineer for
Roads and Buildings in Mysore,
Bangalore, Dated, the 30 March 1946.



To

The Secretary to Government,
Public Works Department,
Bangalore.

Re:- Settlement of claims in III Stage Drainage Works in Saklespur Town.

Sir,

In returning herewith your letter No.2376 dated 29th November 1945 forwarding for report the petition dated 13-11-1945 of Mr. K.G. Shambulingappa, contractor, Saklespur, presented to the Minister for Education and Public Health in Mysore, Bangalore, I have the honour to state that the tender of Mr.K.G.Shambulingappa who had quoted 4% less than the estimated rates was accepted by the Sanitary Engineer on 6-11-1942 since the cement was not readily available, the work could not be taken up immediately and the contract was recommended to be cancelled by the Director of Public Health in Mysore, Bangalore in his letter No.C.150-7 dated 5th March 1943 and the same was approved by Government in letter No.L. 9600/Ml. 88-42-4 dated 24-3-1943 of the Secretary to Government, Law Department.

Subsequently fresh tenders were called for. The work was again entrusted to the same contractor on 19-11-1943 at 20% higher than his previously accepted rates as approved by Government in their order No.L.6990-2/Ml. 77-43-13 dated 13-1-1944 Cement was issued in December 1943 and the work was commenced in January 1944 Work to the extent of Rs.4,623-11-0 was done by the end of June 44 and paid for at his accepted rates.

The contractor in his letter dated 3-5-1944 addressed to the Sanitary Engineer applied for enhancement of rates by 30% over and above the accepted tender rates and would not proceed with the work. This was recommended by the Director of Public Health to the Law Secretary in his letter No.C.150-63 dated 22-1-1945. As per D.O. letter No.L.7334 dated 23-1-1945 from the Law Secretary to the Director of Public Health (vide copy enclosed) the contractor was addressed by the Sanitary Engineer to intimate whether he is prepared to accept 25% higher than the accepted rates for the

works so far done, while intimating his acceptance to 25% above t the previously accepted rates, he raised two more issues viz., (1) his loss of Rs.1,000/- on account of loss of materials and advances made to the labourers etc., should be made good and (2) the excess recovery of cost of old slabs supplied departmentally may be refunded. As per terms of the contract, this department had no responsibility for the loss said to have been sustained by the contractor. The question of refund of excess recovery of cost of old slabs does not arise, since the terms of the tender are applicable to purchase also, and the contractor has to pay for the materials supplied to him by the Department.

Since the contractor did not proceed with the work, he was asked by the Sanitary Engineer in his letter No.943 dated 22nd November 1945 to be present at the workspot for getting his final claims settled as agreed to by him. The work remaining to be done in the III stage of work is nil, as the balance of work is included in the IV stage.

The extra cost that would be involved by paying 25% higher rates will be Rs.1,156/- and this should be met by both the Municipality and Government.

A copy of this reference is being sent to the Revenue Secretary with a request to communicate sanction to the payment to the contractor, 25% extra for work already done viz., Rs.1,156, and to settle the claims of the contractor.

I have the honour to be,
S i r,
Your most obedient servant,
Sd/- N V Bapat,

Chief Engineer for Roads
and Buildings.

NG.28/3.

Memo No. 8190 dated 3/3/46 7010/L

Copy of the above is for arded with compliments to the Secretary to Government, Revenue Department for information, with reference to D O letter No L.7334/M1 dated 23-1-1945 addressed to the Director of Public Health in Mysore, Bangalore

Sanction of Government may kindly be communicated, to the payment of 25% extra for work done viz , Rs 1,156/- as agreed to by the contractor

The other claims of the contractor are not tenable

Chief Engineer for Roads and Buildings

NG 2E/3.

may be requested to
The P W Secretary to Government for the connected file as the question is being dealt with separately in the Legal Branch
2/3/4

Sany 16-45-1

IMH

IM 8789/2

Office of the Chief Engineer for
Roads and Buildings in Mysore,
Bangalore, Dated, the 30 March 1946

Ml 76-45-1

To

The Secretary to Government,
Public Works Department,
Bangalore

P W SECRETARIAT.
4766
Dah 2 4 46

Re - Settlement of claims in III Stage Drainage works in Saklespur Town

SECRETARY TO GOVT. PUBLIC WORKS ELEC L & IRYS

In retunning herewith your letter No 2376 dated 29th November 1945 forwarding for report the petition dated 13-11-1945 of Mr K G Shambulingappa, contractor, Saklespur, presented to the Minister for Education and Public Health in Mysore, Bangalore, I have the honour to state that the tender of Mr K G Shambulingappa who had quoted 4% less than the estimated rates was accepted by the Sanitary Engineer on 6-11-1942. Since the cement was not readily available, the work could not be taken up immediately and the contract was recommended to be cancelled by the Director of Public Health in Mysore, Bangalore in his letter No C 150-7 dated 5th March 1943 and the same was approved by Government in letter No L 9600/M1 88-42-4 dated 24-3-1943 of the Secretary to Government, Law Department

2) Subsequently fresh tenders were called for The work was again entrusted to the same contractor on 19-11-1943 at 20% higher than his previously accepted rates as approved by Government in their order No L 6990-2/M1 77-43-13 dated 13-1-1944 Cement was issued in December 1943 and the work was commenced in January 1944 Work to the extent of Rs 4,623-11-0 was done by the end of June 44 and paid for at his accepted rates

3) The contractor in his letter dated 3-5-1944 addressed to the Sanitary Engineer applied for enhancement of rates by 30% over and above the accepted tender rates and would not proceed with the work This was recommended by the Director of Public Health to the Law Secretary in his letter No C 150-63 dated 22-1-1945 As per D O letter No L 7334 dated 23-1-1945 from the Law Secretary to the Director of Public Health (vide copy enclosed) the contractor was addressed by the Sanitary Engineer to intimate whether he is prepared to accept 25% higher than the accepted rates for the

works so far done, while intimating his acceptance to 25% above the previously accepted rates, he raised two more issues viz. (i) his loss of Rs 1,000/- on account of loss of materials and advances made to the labourers etc , should be made good and the excess recovery of cost of old slabs supplied departmentally may be refunded As per terms of the contract, this department had no responsibility for the loss said to have been sustained the contractor The question of refund of excess recovery of cost of old slabs does not arise, since the terms of the tender are applicable to purchase also, and the contractor has to pay for the materials supplied to him by the Department

4) Since the contractor did not proceed with the work, he was asked by the Sanitary Engineer in his letter No 943 dated 22nd November 1945 to be present at the workspot for getting his final claims settled as agreed to by him The work remaining to be done in the III stage of work is nil. as the balance of work is included in the IV stage

5) The extra cost that would be involved by paying 25% higher rates will be Rs 1,156/- and this should be met by both the Municipality and Government

6) A copy of this reference is being sent to the Revenue Secretary with a request to communicate sanction to the payment to the contractor, 25% extra for work already done viz., Rs.1,156/- and to settle the claims of the contractor

I have the honour to be,
S i r,
Your most obedient servant,

Chief Engineer for Roads
and Buildings

NG 28/3.

D.O.Letter No.L.7334 dated 23rd January 1945 from the Law Secretary to Government, to the Director of Public Health in Mysore, Bangalore

With reference to the correspondence ending with your letter No C 150-63 dated 22-1-1945 regarding enhanced rates in respect of the Saklespur Drainage work, I am directed to request you to intimate immediately if the contractor is prepared to accept 25% higher than the accepted rates for the work so far done in this respect If so, the extra cost that would be involved thereby may kindly be intimated

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" Copy "

Chief Engineer for Roads
and Buildings

239
11.12.45

To Minister for Apr with Compliment
22/11/45

THE MINISTER FOR EDUCATION AND PUBLIC HEALTH IN MYSORE,
BANGALORE.

(ERB) Favr of act[n] & Report.
WLC

Humble memorail of K G Shambhulingappa, Contractor,
Saklespur, Hassan District

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION
Date 23 11 45
No 612

Subject - Re Settlement of claims in III Stage, Drainage ... works in Saklespur Town

NOV 24 19

2376
24/11/45

May it please Your Honour!

That tenders were called for the above works in the year 1942-43 and my tender was accepted Vide Sanitary - Engineer's Order No 1724 dated 6-11-42 and all the materials were collected by me for this work Order to commence work was issued in Memo No 2323 dated 17-~~8-42~~ but cement was not supplied by the department for one year complete and thus a very heavy loss was sustained to me by losing many of materials collected for the purpose and many heavily advanced labourers such as masons, chunners etc , absconded as they could not be given work in time for one year and even the payment for the materials collected by me was not made in spite ofmy several requests

The Sanitary Engineer in his No 4383 dated 10-6-43, asked me if could carry out the work at the rates tendered and accepted already to which I replied in my letter dated 18-8-43 that the delay in carrying out the work was not due to me but for nonsupply of cement by the Department for one year and thus I prayed for an increase in rates of 25% over the tendered rates on account of the then prevailed conditions and there was no response for this letter The Sanitary Engineer visited Saklespur on 28-8-43 in ~~company~~ Company with the Assistant Sanitary Engineer, and discussed with the President, Saklespur Municipality, about the local conditions and the percentage allowed on the works carried out and after a long discussion,, he was kind enough to promise to grant an enhanced rate of 25% over the tendered rates and on this assurity, ordered me to take up the work on hand immediately So, I

I again arranged for masons and labourers advancing them heavily for the second time and promising them heavy wages and sought for instructions and for cement from the Assistant Sanitary Engineer, Hassan, who, to my surprise, and disappointment, intimated to me in his No 419 dated 22-9-43 that an increase of 20% only would be given instead of 25% as promised by the Sanitary Engineer which was also accepted by me.

Finally, having so much of struggles between us, I was informed by the Sanitary Engineer in his No 1086 dated -- 9-10-43 that even 20% cannot be granted and fresh tenders were called for to cancel my tender for this work.

Thereupon, I submitted a Memorial to the Director of Public Health in Mysore, Bangalore, on 4-11-43 representing the above facts and simultaneously submitted my second tender for this work on 13-11-43 to the Sanitary Superintending Engineer, Bureau of Sanitary Engineering, Bangalore, clearly stating that I have done so, without prejudice to my application dated 4-11-43 addressed to the Director of Public Health in Mysore, Bangalore This second tender was also -- accepted Vide Sanitry Superintending Engineer's No 2255 dated 19-11-43.

Since the date of 6-11-42 to 19-11-43(date of acceptance of 1st tender to date of acceptance of 2nd tender) which is exactly one year and 13 days, the loss sustained to me by losing the materials collected and the heavy loss of advances made to masons and chunners etc amounted to nearly Rs 1000/-

The work was commenced in the month of January 1944 and by this time a heavy loss of Rs. 1000/- was sustained to me as -- explained supra, I prayed for enhanced rate of 30% over the 2nd tendered rates in my application dated 3-5-44, as the cost of all the materials, wages of labourers, cost of cement and that of tools and plant fluctuated to extent of more than four -- times than in previous years due to war and for international conditions.

The second tender rate being in excess of 20% over the 1st

1st tender rate, the cost of old slabs as fixed by the Department itself was 0-2-3 pies per S Ft as per 1st tender and this was not accepted by me but my rate was noted to be 0-2-0 per S Ft. But in the tender, initialling to the correction was omitted by oversight In the bill paid to me, the cost of old slabs is recovered at the 2nd tender rate which is 20% in excess of the 1st tender My second tender was not for the cost of old slabs but for the works done by me The recovery of the cost of old slabs could have been made either at 0-2-0 annas per S Ft- as per my first tender or at 0-2-3 pies as per departmental valuation The excess recovery as per rates mentioned in the 2nd tender is quite unjust and not reasonable

Thereupon I submitted my application to the Sanitary Engineer, Bureau of Sanitry Engineering in Mysore, Bangalore on 16-12-44 praying (1) to make good the loss of Rs 1000/- sustained to me for nonsupply of cement in time by the department for one year which resulted in heavy loss of materials and absconding of labourers (2) to refund the excess recovery of the cost of old salbs and (3) to enhance the rate to 30% over the tendered rates already accepted The Sanitary Engineer, in his No 2302 dated 23/27/2/45 asked me if I am agreeable to accept 25% over the accepted rates for the works done by me till then In reply to this, I replied in affirmative on 6-3-45 confirming my acceptance of 25% increase in rates and reminded him of my two above claims for which he had not replied Though this letter of my acceptance was received in his office on 8-3-45 , he again sent in a reminder No 2586 dated 19-3-45 requesting me to intimate as to my willingness to accept 25% increase and for this also I promptly replied on 22-3-45

Since 22-3-45 up-to date, my many applications to the Sanitary Engineer praying (1) to make good the loss of Rs 1000/- (2) to settle my claims at 25% increased rates for the works done since January 1944 and (3) to refund the excess

recovery of cost of old slabs have had no avail upto [redacted] recently, I have strictly stated that I would approach the [redacted] ment in the matter, they have been turning a deaf ear to my requests

Having borrowed a very heavy amount of loans from Bankers and Companies, I have been paying a very heavy interest of 100/- to 150/- per month The inordinate delay in settling my claims will entail in still more further loss to me in the shape of interest which I have to pay to my debtors

Hence, for it please Your Honour to kindly call for the entire records immediately and pass early orders to settle my claims at an early date ? For which act of kindness, I shall ever pray

I beg to remain,

Most please Your Honou

Your most obedient Servant,

Contractor

Saklespur

19-11-45

Pgv II (a)

Send Ep for report

10/11

G R S App F VI—G 2]

SUBJECT

5 copies.

Diary No of letter replied to

General and Revenue Secretariat

( )

the *194*

Date of issue 30 5 1946

Signed by

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette English Part ?

(iv) transla ed ?

(v) placed at the disposal of the press ?

(vi) published in the (azette Kannada Part ?

Section Ml

File No 76-45

Serial No 2

Proceedings of the Government of His Highness the Maharaja of Mysore

Read— Correspondence ending with letter No 8189 d 30-3-1946 from the chief Engineer for Roads & Buildings reporting, for reasons stated, Sanction to the payment at 25% higher than the accepted rates for the work so far done by the contractor one Mr K G Shamboligaffe in respect of the III Stage Drainage work at

Order thereon—No.

Sakalesapur

~~Hassan~~ and a Map

that the extra cost involved

thereby would amount to Rs 1,156/-

Order No 2134384/D/7

In recommendation

the ~~proposal~~ of the Chief Engineer

for Roads & Buildings is sanctioned,

the extra cost involved being

met by the Govt & the Sakleshpur

Town Municipal Council in equal proportions.

The Govt share of the cost by Rs 578/-

will be met out of the T.P. Grants

for the year 1945-46 and the

Municipal quota an equal sum

~~Sum should be met out of the~~

may be met out of the closing

balance of the Sakleshpur Town

Municipal for the current year

~~for the year~~ ~~It is also agreed that the extra~~

~~demand~~

List of Enclosures

Copied by

Examined by

To,

The Chief Engineer for R&B.

The Comptroller

The D C Hassan

WD 18—GPB—40 000—14 11 40

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

R e a d :-

Correspondence ending with letter No.8189 dated 30-3-1946 from the Chief Engineer for Roads and Buildings requesting, for reasons stated, sanction to the payment at 25% higher than the accepted rates for the work so far done by the contractor one Mr. K. G. Shambulingappa in respect of the III stage drainage work at Sakalespur and adding that the extra cost involved thereby would amount to Rs.1,156/-.

O R D E R N o I 13438-40/Rul 96-45-2

DATED, BANGALORE, THE 30th MAY 1946

The recommendation of the Chief Engineer for Roads and Buildings is sanctioned, the extra cost involved being met by the Government and the Saklespur Town Municipal Council in equal proportions. The Government share of the cost viz., Rs.578/- will be met out of the Town Improvement Grants for the year 1945-46 and the municipal quota of an equal sum may be met out of the closing balance of the Sakalespur Town Municipality for the current year

Secretary to Government,
Revenue Department

To

The Chief Engineer for Roads and Buildings in Mysore,
The Comptroller to Government
The Deputy Commissioner, Hassan District.